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JUL 12 2006

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TO: Examining Group 1645

FROM: Glenn P. Ladwig  
Patent Attorney  
Registration No. 46,853COMPANY: United States Patent and  
Trademark Office

DATE: July 12, 2006

FAX NO.: 571-273-8300

NO. OF PAGES  
(INCLUDING COVER SHEET): 15

## SUBJECT/MESSAGE:

Re: U.S. Patent Application Docket No. C&R-103  
MIDKINE-LIKE PROTEIN  
Serial No.: 10/538,195; Date filed: June 9, 2005  
Applicants: Levita, Fagan, Michalovich, Yorke

## Submission to PTO:

1. Request for Correction of Filing Receipt
2. Marked-up copy of erroneous Filing Receipt
3. Copy of Declaration (37 CFR 1.63) and Power of Attorney

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*The information contained in this facsimile message is intended only for the personal and confidential use of the designated recipients named below. This message may be an attorney-client communication, and as such is privileged and confidential. If the reader of this message is not the intended recipient or an agent responsible for delivering it to the intended recipient, you are hereby notified that you have received this document in error, and that any review, dissemination, distribution, or copying of this message is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone and return the original message by mail. Thank you.*

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JUL 12 2006

I hereby certify that this correspondence is being  
facsimile transmitted to the United States Patent and  
Trademark Office on July 12, 2006.

Glenn P. Ladwig  
Glenn P. Ladwig, Patent Attorney

REQUEST FOR CORRECTION OF FILING  
RECEIPT

Examining Group 1645

Patent Application

Docket No. C&R-103

Serial No. 10/538,195

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner : (Not yet assigned)  
Art Unit : 1645  
Applicants : Carmit Levita, Richard Joseph Fagan, David Michalovich, Melanie Yorke  
Serial No. : 10/538,195  
Filed : June 9, 2005  
For : Midkine-Like Protein

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

REQUEST FOR CORRECTION OF FILING RECEIPT

Sir:

The applicants respectfully request the correction of the Filing Receipt received for the  
above-identified patent application. The correction needed is in the Foreign Applications section.  
Please add the following information to the Foreign Applications section:

UNITED KINGDOM 0228776.1 12/10/2002.

Enclosed with this request is a copy of the Declaration (37 C.F.R. 1.63) and Power of  
Attorney as filed with the Patent Office. A marked-up copy of the erroneous Filing Receipt is also  
enclosed. Correction of the above is respectfully requested.

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2

Docket No. C&R-103  
Serial No. 10/538,195

The Commissioner is hereby authorized to charge any fees which may be required to Deposit  
Account No. 19-0065.

Respectfully submitted,



Glenn P. Ladwig  
Patent Attorney

Registration No. 46,853

Phone No.: 352-375-8100

Address: P.O. Box 142950  
Gainesville, FL 32614-2950

GPI/mv

Attachments: Copy of Declaration (37 C.F.R. 1.63) and Power of Attorney  
Marked-up copy of erroneous Filing Receipt

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UNITED STATES PATENT AND TRADEMARK OFFICE

JUL 12 2006

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
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P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/538,195	02/27/2006	1645	1080	C&R - 103	22	21	3

23557

SALIWANCHIK LLOYD & SALIWANCHIK  
A PROFESSIONAL ASSOCIATION  
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GAINESVILLE, FL 32614-2950

CONFIRMATION NO. 1351

FILING RECEIPT

\*OC000000019336828\*

JUN 24 2006

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Date Mailed: 06/21/2006

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Carmit Levita, London, UNITED KINGDOM;  
Richard Joseph Fagan, London, UNITED KINGDOM;  
David Michalovich, London, UNITED KINGDOM;  
Melanie Yorke, Confignon, SWITZERLAND;

Power of Attorney: The patent practitioners associated with Customer Number 23557.

## Domestic Priority data as claimed by applicant

This application is a 371 of PCT/GB03/05374 12/10/2003

Foreign Applications → UNITED KINGDOM 022877b.1 12/10/2002  
If Required, Foreign Filing License Granted: 06/19/2006

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is US10/538,195

Projected Publication Date: 09/28/2006

Non-Publication Request: No

Early Publication Request: No

**RECEIVED  
CENTRAL FAX CENTER****JUL 12 2006****Title**

Midkine-like protein

**Preliminary Class**

435

**PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES**

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process simplifies the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at <http://www.uspto.gov/web/offices/pac/doc/general/index.html>.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, <http://www.stopfakes.gov>. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

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Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

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This license is to be retained by the licensee and may be used at any time on or after the effective date thereof

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#### **NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

Docket No. C&amp;R-103

## DECLARATION (37 C.F.R. § 1.63) AND POWER OF ATTORNEY

As a below-named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name; and

I believe that I am the original, first, and sole inventor (if only one name is listed below), or an original, first, and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **Midkine-Like Protein**, specification for which

☐ is attached hereto.

☒ was filed **December 10, 2003**, Serial No. PCT/GB2003/005374.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, § 1.56 (a).

I hereby claim foreign priority benefits under Title 35, United States Code §119 and/or §365 of any foreign application(s) for patent or inventor's certificate listed below and have also identified any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Application Serial No.	Country	Filing Date	Priority Claimed
0228776.1	GB	December 10, 2002	Yes

I hereby claim priority benefits under Title 35, United States Code §119 of any provisional application(s) for patent listed below:

Application Serial No.	Filing Date	Priority Claimed
---------------------------	-------------	------------------

I hereby claim the benefit under Title 35, United States Code, §120 and/or §365 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application(s) in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which became available between the filing date of the prior application and the national or PCT international filing date of this application:

Application Serial No.	Filing Date	Status (Patented, Pending, Abandoned)
---------------------------	-------------	--

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

I hereby appoint the following persons registered to practice before the Patent and Trademark Office as my attorneys with full power of substitution and revocation to prosecute this application and all divisions and continuations

Page 1 of 3

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Docket No. C&amp;R-103

thereof and to transact all business in the Patent and Trademark Office connected therewith who are associated with  
**Customer Number 23557.**

The attorneys/patent agents currently associated with this Customer Number are: David R. Saliwanchik, Reg. No. 31,794; Jeff I. Lloyd, Reg. No. 35,589; Doran R. Pace, Reg. No. 38,261; Jay M. Sanders, Reg. No. 39,355; Jean Kyle, Reg. No. 36,987; James S. Parker, Reg. No. 40,119; Frank C. Eisenschenk, Reg. No. 45,332; Glenn P. Ladwig, Reg. No. 46,853; Margaret Efron, Reg. No. 47,545; Gwendolyn L. Daniels, Reg. No. 51,594; John M. Sanders, Reg. No. 30,126; Jenna M. Morrison, Reg. No. 55,468; and Mai-Tram Dinh Lauer, Reg. No. 43,589.

I request that all correspondence be sent to:

Glenn P. Ladwig  
Saliwanchik, Lloyd & Saliwanchik  
A Professional Association  
PO Box 142950  
Gainesville, FL 32614-2950

I further request that all telephone communications be directed to:

Glenn P. Ladwig  
352-375-8100

Page 2 of 3

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Docket No. C&amp;R-103

Name of First or Sole Inventor Carmit Levita  
Residence London, United Kingdom Citizenship United Kingdom  
Post Office Address 60 Charlotte Street  
London W1T 2NU, United Kingdom  
Carmit L. Date 21st June 05  
Signature of First or Sole Inventor

Name of Second Joint Inventor Richard Joseph Fagan  
Residence London, United Kingdom Citizenship U.S.  
Post Office Address 60 Charlotte Street  
London W1T 2NU, United Kingdom  
Date \_\_\_\_\_  
Signature of Second Joint Inventor

Name of Third Joint Inventor David Michalovich  
Residence London, United Kingdom Citizenship United Kingdom  
Post Office Address 60 Charlotte Street  
London W1T 2NU, United Kingdom  
Date \_\_\_\_\_  
Signature of Third Joint Inventor

Name of Fourth Joint Inventor Melanie Yorke  
Residence Confignon, Switzerland Citizenship United Kingdom  
Post Office Address 20a Chemin de Vuillonex  
CH-1232 Confignon, Switzerland  
Date \_\_\_\_\_  
Signature of Fourth Joint Inventor

Docket No. C&amp;R-103

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Page 1 of 3

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Docket No. C&R-103

thereof and to transact all business in the Patent and Trademark Office connected therewith who are associated with  
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Page 2 of 3

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Docket No. C&amp;R-103

Name of First or Sole Inventor Carnit Levita  
Residence London, United Kingdom Citizenship United Kingdom  
Post Office Address 60 Charlotte Street  
London W1T 2NU, United Kingdom  
Date \_\_\_\_\_  
Signature of First or Sole Inventor \_\_\_\_\_

.....  
Name of Second Joint Inventor Richard Joseph Fagan  
Residence London, United Kingdom Citizenship U.S.  
Post Office Address 60 Charlotte Street  
London W1T 2NU, United Kingdom  
Date 17/06/05  
Signature of Second Joint Inventor \_\_\_\_\_

.....  
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Residence London, United Kingdom Citizenship United Kingdom  
Post Office Address 60 Charlotte Street  
London W1T 2NU, United Kingdom  
Date 17/06/05  
Signature of Third Joint Inventor \_\_\_\_\_

.....  
Name of Fourth Joint Inventor Melanie Yorke  
Residence Confignon, Switzerland Citizenship United Kingdom  
Post Office Address 20a Chemin de Vuillonex  
CH-1232 Confignon, Switzerland  
Date \_\_\_\_\_  
Signature of Fourth Joint Inventor \_\_\_\_\_

Docket No. C&amp;R-103

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thereof and to transact all business in the Patent and Trademark Office connected therewith who are associated with  
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831 03

Docket No. C&amp;R-103

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London W1T 2NU, United Kingdom  
Date \_\_\_\_\_  
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Signature of Third Joint Inventor \_\_\_\_\_

.....  
Name of Fourth Joint Inventor Melanie Yorke  
Residence Confignon, Switzerland Citizenship United Kingdom  
Post Office Address 20a Chemin de Vuillonnex  
CH-1232 Confignon, Switzerland  
Date 29. June. 2005  
Signature of Fourth Joint Inventor Melanie Yorke